## PACE 1/2" RCVD AT 31/12006 3:46:28 PM [Eastern Standard Time] " SVR:USPTO-EFXRF-1/10" DNIS:2738300 " CSID:707 454 0691 " DURATION (mm-55):00-56

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

MAR 0 1 2006

In re Application of Wayne P. Fitzmaurice et al.	) Examiner: Joseph T Woitach
Serial No.: 10/624,193	) Group Art Unit: 1632 ) I hereby certify that this correspondence ) is being facsimile transmitted to the USPTO
Filed: July 21, 2003	) number <u>571-273-8300</u> on March 1, 2006.
For: Viral Expression Vectors	Then R Celly
Attorney's Docket No. 60-016511US	) Thomas R Gallegos
Customer No. 27860	) Reg No. 23,692

## RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

## **ELECTION**

In response to the Office Action mailed February 1, 2006, wherein the Examiner set a one month period for response, this response is timely filed. Applicant hereby elects Group III, which includes current claims 16 and 17-19 without traversal.

In view of the above election, the claims are now in condition for allowance and applicants request a timely Notice of Allowance be issued in this application.

If needed, applicants petition for an extension of time under the provisions of 37 CFR 1.136(a) for sufficient time to accept this response. The commissioner hereby is authorized to charge payment of any fees under 37 CFR § 1.17, which may become due in connection with the instant application or credit any overpayment to Deposit Account No.500933.

Respectfully submitted,

From R. Chy

Thomas R Gallegos Patent Agent No. 32,692

ATTORNEY FOR APPLICANT

Thomas R Gallegos Large Scale Biology Corporation 3333 Vaca Valley Parkway Suite 1000 Vacaville, CA 95688 707-469 2395

1